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**OFFICE OF THE COMMISSIONER OF SECURITIES AND INSURANCE,
MONTANA STATE AUDITOR**

STATE OF MONTANA,)	
)	
Plaintiff,)	Case No.: INS-2011-346
vs.)	
)	DEFERRED PROSECUTION
ED LESOFSKI,)	AGREEMENT
)	
Defendant.)	
)	

AGREEMENT made and entered into between Jennifer Massman, Special Assistant Attorney General for the state of Montana, and Ed Lesofski. Mr. Lesofski was represented by legal counsel, Vincent J. Pavlish.

IT IS AGREED between the parties that in consideration of the conditions and objectives listed below, the Office of the Commissioner of Securities and Insurance, Montana State Auditor (CSI), will defer prosecution of the offense alleged to have been committed by Ed Lesofski on or about December 23, 2009, until on or about February 4, 2010, in Lewis & Clark County, involving the charge of: COUNT I: THEFT by INSURANCE FRAUD, a FELONY, in violation of Mont. Code Ann. §§ 33-1-1202 and 45-6-301(6)(a).

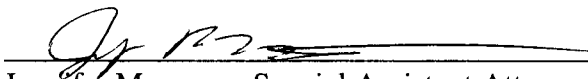
IT IS AGREED that if the conditions and objectives as set out below are met for the duration of one (1) year from the date of signing this agreement, then the CSI will not prosecute the above-alleged offense and will be barred from so prosecuting by the terms of this agreement.

**CONDITIONS AND OBJECTIVES OF
DEFERRED PROSECUTION AGREEMENT**

In accordance with this Deferred Prosecution Agreement, Defendant will abide by the following conditions and objectives:

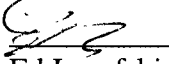
1. Defendant will pay restitution to State Farm Insurance in the total amount of \$1,787.30. Defendant may make payments of no less than \$150.00 per month beginning 30 days following the signing of this agreement and continuing until the restitution has been paid in full. Defendant will pay the restitution by sending a check(s), payable to State Farm Insurance, to the following address: State Farm Pacific Northwest SIU, Attention: CIOs – New Mail, P.O. Box 52277, Phoenix, AZ 85072-2277. Defendant will include a reference to Claim 26-0776-089 in the memo section of each restitution check. Defendant will send a copy of each restitution check payable to State Farm Insurance to the CSI, Attention: Lisa Monroe, Legal Assistant, 840 Helena Avenue, Helena, MT 59601;
2. Defendant will obey all city, county, state, and federal laws;
3. Defendant acknowledges that he waives any objection on the basis of speedy trial or statute of limitations for the period of this agreement.

DATED this 27th day of July, 2012.



Jennifer Massman, Special Assistant Attorney General

DATED this 24th day of July, 2012.



Ed Lesofski, Defendant

DATED this 24th day of July, 2012.



Vincent J. Pavlish, Legal Counsel for Defendant